

**PRIVILEGE LOG
PRODUCTION OF NOVEMBER 21, 2006**

<u>DOC. #</u>	<u>DESCRIPTION</u>	<u>DATE OF DOCUMENT</u>	<u>EXPLANATION OF PRIVILEGE</u>
D1-2	Notes re: Peggy Larger	4/18/86	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D3-7	Notes of Perry interview	7/15/83	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D8-11	Notes re: sworn testimony (4 pages)		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D12	Notes re: instructions for Perry sworn statement		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D13-18	Notes of Kenneth Waters interview		Attorney Work Product; Attorney-Client Privilege (Fed. R. Civ. P. 26(b)(3))
D19-21	Notes of Kenneth Waters interview	8/5/83	Attorney Work Product; Attorney-Client Privilege (Fed. R. Civ. P. 26(b)(3))
D22	Notes re: Perry's address		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D23-35	Documents and transcript review		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D36-46	Notes re: Kenneth Waters investigation		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D47	Notes re: addresses of Foote, Norman, Peacock	1/26/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D48	Notes re: script for telephone calls to Park Street Diner employees		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D49	Notes re: addresses of Foote, Fugere, Rython		Attorney Work Product

			(Fed. R. Civ. P. 26(b)(3))
D50-52	Notes of conversation with Kenneth Waters	2/22/84	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D53	Notes re: Brow's lie detector test, description of employee who gave Waters ride home		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D54	List of Park Street Diner employees with DeSimone's notes on it. (Privileged claimed solely with respect to DeSimone's notes.)		Produced with redactions due to Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D61-2	Notes re: locating fingerprint evidence (2 pages)		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D63	Notes re: addresses of Foote, Fugere, Ruthen		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D64	Notes of call to Kenneth Waters	5/8/84	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D65-66	Notes re: questions to ask Millington	7/3/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D67-88	Notes re: Waters investigation		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D250-313	Transcript of interview of Kenneth Waters		Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D368-380	State Police Laboratory Report dated July 28, 1980 with DeSimone's notes on it. (Privileged claimed solely with respect to DeSimone's notes.)		Attorney Work Product (Fed. R. Civ. P. 26(b)(3)); Copy of report without notes already produced
D387-489	Transcript of Probable Cause Hearing with DeSimone's notes on it (privileged claimed solely with respect to DeSimone's notes.)		Attorney Work Product (Fed. R. Civ. P. 26(b)(3)); Copy of transcript without notes in defendants' possession

			(AG002308-2410)
D490-581	Transcript of Interview of Kenneth Waters	8/5/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D582	Client information	5/19/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D656	Correspondence from DeSimone to Elizabeth O'Connor re: payment of bill	11/1/85	Document produced with redactions due to Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D657	Correspondence from Peters to DeSimone re: Waters' conviction affirmed	4/24/87	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D658-9	Correspondence from Peters to DeSimone re: Waters' appeal	2/10/86	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D660	Correspondence from DeSimone to Peters re: Providence area news reporters	1/23/86	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D661-2	Correspondence from DeSimone to Elizabeth O'Connor	8/5/85	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D663-4	Correspondence from DeSimone to Peters re: order and summons to Perry	7/19/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D670	Phone message from Annette Correa	5/21/??	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D671-3	Case law re: motion to compel attendance of witness		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D676	Correspondence from Peters to DeSimone re: Perry's signed affidavit	7/15/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D688	Unsigned draft order		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D689	Unsigned draft summons		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))

D690	Unsigned draft summons (duplicate)		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D691	Unsigned draft subpoena for Perry	7/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D692	Unsigned draft subpoena for Perry (duplicate)	7/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D694	Correspondence from Peters to DeSimone re: motion for attendance of out-of-state witness	7/12/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D695	Correspondence from DeSimone re: subpoenas for Perry	7/12/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D700	Correspondence from Peters to DeSimone re: Perry hearing	7/11/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D701	Correspondence from DeSimone to Peters re: RI Interstate Witness Subpoena Act	6/26/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D704	Notes re: motion before Supreme Judicial Court; Peggy Larger	1/24/85	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D705	Correspondence from DeSimone to Elizabeth O'Connor re: payment of bill	1/10/85	Document produced with redactions due to Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D706-10	Correspondence from DeSimone to Elizabeth O'Connor	10/26/84	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D711	Correspondence from DeSimone to Peters re: conversations with Perry, Waters; letters to Bradley and DA's Office about fingerprint comparisons	9/11/84	Attorney Work Product; Attorney-Client Privilege (Fed. R. Civ. P. 26(b)(3))
D713	Correspondence from DeSimone to Bradley re: police reports	1/13/1984	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D716-17	Unsigned motion to enlarge with DeSimone's notations on it		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D719	Correspondence from Peters to DeSimone re: motion to enlarge	5/14/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))

D720	Correspondence from DeSimone to Peters re: Perry statement	1/9/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D722	Notes re: Waters' probation report	1/9/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D723	Correspondence from DeSimone to Kenneth Waters	12/29/83	Attorney Work Product; ; Attorney-Client Privilege (Fed. R. Civ. P. 26(b)(3))
D724	Notes of call to Kenneth Waters	12/4/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D725	Copy of correspondence from O'Neill to Kenneth Waters with DeSimone's notes on it	12/2/83	Attorney Work Product; Attorney-Client Privilege (Fed. R. Civ. P. 26(b)(3)); copy of document without notes already produced (CPCS000016)
D726	Notes of call to Kenneth Waters	11/30/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D729	Notes of call to Kenneth Waters	11/10/83-11/14/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D730	Notes of call to Carolyn Waters re: Angelo DePardo; notes	11/7/83-11/9-83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D731	Notes re: Stone's van; Colorado registration		Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D732-33	Itemized time records	1/10/85	Document produced with redactions due to Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))

D734	Notes of calls with O'Connell re: car registration; notes of call with Kenneth Waters	10/3/83-10/17/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D738-42	Photographs with envelope (3 photographs)		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D744-5	Notes re: Marsh; Perry; selling van (2 sides)	8/22/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D746	Notes re: Taylor's rape accusations against APD officer; Perry	8/18/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D747-49	Notes on calls to Kenneth Waters (3 pages)	8/1/83-9/19/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D750-1	Notes re: Taylor under investigation by AG		Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D752-3	Phone message from Kenneth Waters; other notes (2 sides)		Attorney-Client Privilege
D754	Notes re: time of Perry interview; notes of calls with O'Connell, Berry, Kenneth Waters	7/15/83-7/29/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D755-7	Unsigned, unsworn statement from Eric O'Connor re: Perry		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D758-9	Notes re: information on Marsh, Kenneth Waters' employment schedule, knowledge of victim (2 pages)	7/13/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D760	Notes of call to Kenneth Waters	7/11/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D761	Phone message from Elizabeth O'Connor re: call from Perry	7/8/??	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))

D762	Notes re: Perry		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D763-4	Notes re: Concord State Prison		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D765-6	Notes re: change in Perry's last name; Concord visiting schedule; fingerprint comparison		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D773-5	Notes re: Perry; fingerprint comparisons (3 pages)	6/14/83	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D776-7	Notes re: trial evidence	6/9/83	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D778	Phone message from Leroy Waters with Desimone's notes on it	5/26/??	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D779-80	Notes of call from Betty Anne Corrente and Leroy Waters re: Perry's alleged rape of paperboy	5/25/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D781-2	Notes of calls from Kenneth Waters re: Perry; notes of calls to O'Connell re: Perry; notes of call to Elizabeth O'Connor re: Perry	7/8/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D783-6	Notes of calls to Betty Anne Corrente re: meeting with O'Connell; information about Perry	6/28/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D787-89	Notes of meeting with O'Connell	7/8/83	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D790	Notes of conference with Betty Anne Corrente, Elizabeth O'Connor, Carolyn Waters	6/20/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D791-2	Notes of meeting with Betty Anne Corrente (2 pages)		Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D793-4	Notes of meeting with Betty Anne Corrente (2 pages)	5/12/83	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D816	Notes of call to Kenneth Waters	12/22/83	Attorney-Client Privilege;

			Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D817-818	Notes re: time card		Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D886	Ayer Police Department Supplemental Report Dated 5/22/80 with DeSimone's notes on it. (Privilege claimed solely with respect to DeSimone's notes.)		Document produced with redactions due to Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D915-922	Kenneth Waters' notes		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D923-30	Copy of Kenneth Waters' notes		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D935	Kenneth Waters' notes (one page)		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D937-8	Kenneth Waters' notes		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D939	Kenneth Waters' notes		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D940	Kenneth Waters' notes		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D941	DeSimone's notes re: Dodge Challenger		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D942	DeSimone's notes of call with O'Connell re: fingerprints, blood found at scene		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D943-69	Transcript of Dwyer's interview of Marsh (Privilege claimed solely with respect to Waters' notes)	10/8/82	Document produced with redactions due to

			Attorney-Client Privilege (Fed. R. Civ. P. 26(b)(3)); Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D983-4	Kenneth Waters' notes		Attorney-Client Privilege; Work Product (Fed. R. Civ. P. 26(b)(3))
D1011-1013	Correspondence from DeSimone to Elizabeth O'Connor	2/27/84	Attorney-Client Privilege; Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D1014-1018	Memorandum from O'Connell to DeSimone re: Waters investigation	10/15/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D1019-1023	Memorandum from O'Connell to DeSimone re: Waters investigation (duplicate)	10/15/84	Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D1029-1038	Correspondence from O'Connell to DeSimone re: Waters investigation		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
D1039-1042	Correspondence from O'Connell to DeSimone re: Waters investigation		Attorney Work Product (Fed. R. Civ. P. 26(b)(3))
	Correspondence from Peters to Waters	11/2/84	Attorney-Client Privilege